

Message Text

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ORIGIN PM-03

INFO OCT-01 EUR-12 NEA-09 ISO-00 L-02 MC-02 ACDA-05 NSC-05

SP-02 SS-15 CIAE-00 INR-07 NSAE-00 DODE-00 H-02 /065 R

DRAFTED BY PM/SAS:RWSMITH:RF

APPROVED BY PM/SAS:JFLADD

NEA/IRN - MR. NAAS

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PM/SAS - MR. JAMES

PM/MC - MR. BRYANT

EUR/SE - MR. KIRBY (INFO)

----- 033103

R 241731Z APR 75

FM SECSTATE WASHDC

TO AMEMBASSY TEHRAN

INFO AMEMBASSY ANKARA

AMEMBASSY ATHENS

USCINCEUR

C O N F I D E N T I A L STATE 094633

E.O. 11652:GDS

TAGS:MASS, IR, TU

SUBJECT:TRANSFER OF SPARE PARTS TO TURKEY

REF: TEHRAN 3576

1. YOU SHOULD TELL IRANIAN AIR FORCE THAT USG IS UNABLE TO APPROVE TRANSFER OF F-4 AND F-5 AIRCRAFT SPARE PARTS FROM IRAN TO TURKEY IN VIEW OF CONGRESSIONAL ACTION IN SUSPENDING ALL US MILITARY ASSISTANCE TO TURKEY. YOU MAY WISH TO CITE PL 93-559 WHICH AMENDED SECTION 620 OF FOREIGN ASSISTANCE ACT OF 1961 BY ADDING NEW SUBSECTION (X) AS FOLLOWS: "ALL MILITARY ASSISTANCE, ALL SALES OF DEFENSE ARTICLES AND SERVICES (WHETHER FOR CASH OR BY CREDIT, GUARANTY, OR ANY OTHER MEANS), AND ALL LICENSES WITH
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RESPECT TO THE TRANSPORTATION OF ARMS, AMMUNITIONS, AND

IMPLEMENTS OF WAR (INCLUDING TECHNICAL DATA RELATING THERE-
TO) TO THE GOVERNMENT OF TURKEY, SHALL BE SUSPENDED...."
THIS SUSPENSION WENT INTO EFFECT 11:59 P.M. FEBRUARY 5, 1975
AND REMAINS IN FORCE.

2. WHILE ABOVE LANGUAGE DOES NOT SPECIFICALLY REFER TO
THIRD PARTY TRANSFERS, SUCH TRANSFERS OF MAP OR FMS ORIGIN
EQUIPMENT CANNOT BE APPROVED BY USG UNLESS CERTAIN

STATUTORY PREREQUISITES ARE MET, INCLUDING THE ABILITY
OF THE US ITSELF TO TRANSFER THE ITEMS CONCERNED TO THE
PROPOSED RECIPIENT (SEE STATE 252945 OF NOV 15, 1974).
SINCE THE US CANNOT AT THIS TIME TRANSFER F-4 OR F-5 SPARE
PARTS TO TURKEY, WE CANNOT APPROVE IRANIAN REQUEST, WHICH
INVOLVES MAP AND/OR FMS ORIGIN ITEMS.

3. ONLY THIRD PARTY TRANSFERS UNAFFECTED BY CURRENT
SUSPENSION TO TURKEY ARE THOSE INVOLVING EQUIPMENT AND
DATA PRODUCED ABROAD UNDER A MANUFACTURING LICENSE AGREE-
MENT OR TECHNICAL ASSISTANCE AGREEMENT WHICH (1) WAS
APPROVED BY THE DEPARTMENT PRIOR TO FEBRUARY 5, 1975 AND
(2) REQUIRES USG CONSENT FOR TRANSFER TO TURKEY, WHICH
CONSENT WAS GIVEN ON OR BEFORE FEBRUARY 5, 1975, OR,
ALTERNATIVELY, WHICH INCLUDES TURKEY IN THE ASSIGNED
SALES TERRITORY AND DOES NOT THEREBY REQUIRE FURTHER USG
APPROVAL. KISSINGER

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